

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY  
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DATE FILED: 9/8/08

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CAICER ALCANTRA,

:

Plaintiff,

:

-against-

:

UNITED STATES OF AMERICA,

:

Defendant.

:  
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07 Civ. 10602 (AJP)

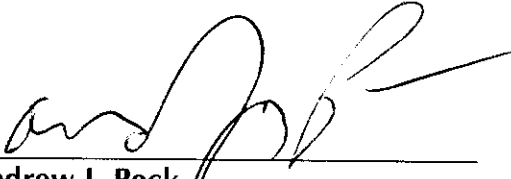
**ORDER OF DISMISSAL ON CONSENT**

**ANDREW J. PECK, United States Magistrate Judge:**

The parties having informed the Court that they have reached a settlement agreement in principle and are finalizing settlement documents (see attached letter), IT IS HEREBY ORDERED THAT this action is dismissed with prejudice and without costs, provided, however, that any party may reinstate the action within 15 days hereof if the settlement is not fully effectuated. Any pending motions are to be terminated as moot.

SO ORDERED.

DATED: New York, New York  
September 8, 2008

  
\_\_\_\_\_  
Andrew J. Peck  
United States Magistrate Judge

Copies **by fax & ECF** to: Jeffrey M. Blum, Esq.  
Li Yu, Esq.



**U.S. Department of Justice**

*United States Attorney  
Southern District of New York*

*86 Chambers Street, Third Floor  
New York, New York 10007*

August 29, 2008

**BY FACSIMILE**

Hon. Andrew J. Peck  
United States Magistrate Judge  
United States Courthouse  
500 Pearl Street, Room 1370  
New York, NY 10007

Re: *Alcantara v. United States of America*, 07 Civ. 10602 (AJP)

Dear Judge Peck:

This Office represents the United States (the "Government"), the defendant in the above-referenced Federal Tort Claims Act action. I write respectfully to advise the Court that the parties have agreed in principle to resolve this matter pursuant to a \$7,000 settlement. I also respectfully request that the Court stay all pending deadlines in this matter to permit the parties to reduce their agreement to writing.

I thank the Court for its consideration of this request.

Respectfully,

MICHAEL J. GARCIA  
United States Attorney

By: 

LI YU

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